

GOVERNMENT OF TELANGANA
ABSTRACT

T.S. Forest Conservation Act – Diversion of 3.838 Ha of forest land in Adilabad division for laying of pipeline and construction of structures in Segment-21/4 (Arepally) for providing safe drinking water under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal – Final (stage-II) approval – Accorded.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT
G.O.Ms.No. 62

Dated: 07-11-2019
Read the following:-

1. From PCCF (HoFF), T.S, Hyd., Lr.Rc.No.3676/2016/FCA-1, Dated:08.11.2016.
2. Govt. Letter No.4964/FOR.I (1)/2016, EFS&T (For.I) Dept. Dt.28.11.2016.
3. From Govt. of India, MoEF&CC, Chennai Lr.No.F.N.4-TSB033/2016-CHN/2530, Dt.26.12.2016.
4. From PCCF (HoFF), T.S., Hyd., Lr.Rc.No.3676/2016/FCA-1, Dated:17.05.2019.
5. Govt. Letter No.4964/FOR.I (1)/2016, EFS&T (For.I) Dept., Dated:25.05.2019.
6. From Govt. of India, MoEF&CC, Chennai, Lr.No. F.No.4-TSB033/2016-CHN/1382, Dt:06.08.2019.

ORDER

In his letter 1st read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has furnished a proposal for diversion of 3.838 Ha of forest land in Adilabad division for laying of pipeline and construction of structures in Segment-21/4 (Arepally) for providing safe drinking water under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal.

2. In their letter 3rd read above, the Ministry of Environment & Forests Government of India, Chennai have granted in-principle (Stage-I) approval for the proposal forwarded vide letter 2nd read above, subject to fulfillment of the conditions stipulated thereof.

3. In the letter 5th read above, Government of Telangana have sent the report of compliance on the conditions stipulated by Government of India, as submitted by the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad in his letter 4th read above, to the Ministry of Environment & Forests, Chennai for according necessary approval.

4. In their letter 6th read above, the Central Government have granted final approval for the proposal in para 1 above, under Section 2 of the Forest (C) Act, 1980, subject to fulfillment of the conditions stipulated therein.

5. Accordingly, Government hereby accord **final (Stage-II)** approval for diversion of 3.838 Ha of forest land in Adilabad division for laying of pipeline and construction of structures in Segment-21/4 (Arepally) for providing safe drinking water under Telangana Drinking Water Supply Project in favour of Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal under section-2 of the Forest Conservation Act, 1980, subject to fulfillment of the following conditions:-

- (i) The legal status of the forest land shall remain unchanged;

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- (ii) The State Forest Department shall carry out demarcation of the diverted forest area by erecting 4 feet high cement concrete Pillars duly numbered at an interval of 20 meters from the amount which has already been realized from the User Agency;
- (iii) The Compensatory Afforestation (CA) shall be raised and maintained by the State Forest Department over 3.838 ha out of the 187.677 ha of non-forest land identified in Sy.No.169 of Peddamunagala and in Sy.No. 139& 147 of Thimmapuram in Chandampet Mandal of Nalgonda District from the amount which has already been realized from the User Agency;
- (iv) Identified CA land and approved CA scheme shall not be changed without the prior approval of the Central Government.
- (v) The non-forest land transferred and mutated in favour of the State Forest Department shall be notified by the State Government as Reserved Forest under Section-4 or protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the local Forest Act, latest within a period of six months from the date of issue of Stage-II approval. The Nodal Officer shall report compliance in this regard along with a copy of the original notification declaring the non-forest land under Section-4 or Section-29 of the Indian Forest Act, 1927 or under the State Forest Act, as the case may be, within the stipulated period to the Central Government for information and record;
- (vi) Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;
- (vii) Trees standing in the diverted area shall be felled strictly as per requirement with prior permission of the Divisional Forest Officer concerned;
- (viii) The muck generated in the earth cutting if any, will be disposed off at designated dumping sites and in no case the muck/debris will be disposed off in the forest areas;
- (ix) The State Forest Department shall translocate the trees, wherever feasible instead of felling at the cost of the User Agency;
- (x) The forest land proposed for diversion shall under no circumstances be transferred/sublet to any other agency, department or person without prior approval of the Central Government;
- (xi) The layout plan of the proposal shall not be changed without the prior approval of the Central Government;
- (xii) Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the User Agency to ensure that the labourers & staff engaged in execution of work do not destruct nearby forest flora & fauna;

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- (xiii) The total forest area utilized for the project shall not exceed 3.838 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposed;
 - (xiv) User Agency and the State Government shall ensure compliance to provisions of the all Acts, Rules, Regulations and Guidelines, for the time being in force, as applicable to the project;
 - (xv) Any other conditions that the Central Government or DDG(Central) of Regional Office, Chennai may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the User Agency;
 - (xvi) The progress of the Compensatory Afforestation as mentioned by the DFO in SI.No.12 (v) of part II i.e. in forest land 164 ha and non forest land 53.38 ha shall be monitored by the Circle Head and a copy of such monitoring report shall be forwarded to the Regional Office to upload the same in the web portal;
 - (xvii) In the event of failure to comply with any of the above conditions the User Agency is liable for penal action as decided by the DDG(Central), Regional Office, Chennai.
6. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

RAJESHWAR TIWARI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Superintending Engineer, TDWSP (RWS&S) Circle, Nirmal,
(User Agency).

The Director, Government of India, Ministry of Environment & Forests and
Climate Change, Indira Paryavaran Bhawan, Aliganj, Jorbagh Road, New
Delhi 110 003.

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//FORWARDED:: BY ORDER//

SECTION OFFICER